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UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

NACHUM ZAGER,  
on behalf of himself and all others similarly  
situated,  
  
Plaintiffs,  
  
v.  
  
TD BANKNORTH, N.A., a division of TD  
BANKNORTH, INC.,  
  
Defendant.

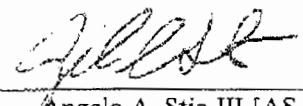
CIV. A. NO. - 07-CV-7500 (KMK)

STIPULATION OF DISMISSAL  
WITH PREJUDICE

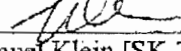
The parties, by their respective counsel, stipulate and agree in accordance with Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure that this action and Plaintiff's individual claims, as well as any counterclaims asserted or capable of being asserted in this action are hereby settled, discontinued and dismissed with prejudice and without costs to any party.

Dated: February 19, 2008

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SO ORDERED:

  
Honorable Kenneth M. Karas, U.S.D.J.